

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the Office electronic filing system in accordance with § 1.6(a)(4).

Dated: July 9, 2007

Signature: 

(Roland A. Fuller, III)

Docket No.: 3572B-000163/US
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Josh Malik et al.

Application No.: 10/035,926

Filed: December 26, 2001

For: Product Selector

Confirmation No.: 2195

Art Unit: 3622

Examiner: Y. Retta

RESPONSE TO NOTICE OF FEE DEFICIENCY

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice of Fee Deficiency mailed June 8, 2007, Applicants respectfully submit a copy of the Notice of Fee Deficiency. Applicants also submit a copy of the Amendment Transmittal Letter that was electronically filed with the U.S. Patent & Trademark Office on June 1, 2007.

This response is to make of record that Applicants were not fee deficient since the Amendment Transmittal Letter authorized the charging of any application processing fees under 37 CFR 1.16 and 1.17 to Deposit Account No. 08-0750.

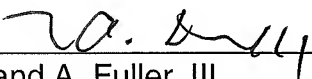
This response is also to make of record that \$100.00 was charged to Applicants' Deposit Account No. 08-0750 on June 29, 2007 by Nicolle Scrivner of the U.S. Patent

Office Legal Instruments Group to cover the extra two dependent claims. A copy of page 19 from the Deposit Account Statement for June 2007 is attached to this paper.

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 08-0750, under Order No. 3572B-000163/US.

Dated: July 9, 2007

Respectfully submitted,

By 
Roland A. Fuller, III
Registration No.: 31,160
HARNESS, DICKEY & PIERCE, P.L.C.
P.O. Box 828
Bloomfield Hills, Michigan 48303
(248) 641-1296
Attorney for Applicant

AMENDMENT TRANSMITTAL LETTER				Docket No. 3572B-000163/US	
Application No. 10/035,926-Conf. #2195	Filing Date December 26, 2001	Examiner Y. Retta	Art Unit 3622		
Applicant(s): Josh Malik et al.					
Invention: Product Selector					
TO THE COMMISSIONER FOR PATENTS					
Transmitted herewith is an amendment in the above-identified application.					
The fee has been calculated and is transmitted as shown below.					
CLAIMS AS AMENDED					
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
Total Claims	10	- 20 =	0	x 50.00	0.00
Independent Claims	1	- 3 =	0	x 200.00	0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify):					
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:					0.00
<input checked="" type="checkbox"/> Large Entity <input type="checkbox"/> Small Entity					
<input checked="" type="checkbox"/> No additional fee is required for this amendment.					
<input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of \$ _____. A duplicate copy of this sheet is enclosed.					
<input type="checkbox"/> A check in the amount of \$ _____ to cover the filing fee is enclosed.					
<input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.					
<input checked="" type="checkbox"/> The Director is hereby authorized to charge and credit Deposit Account No. <u>08-0750</u> as described below. A duplicate copy of this sheet is enclosed.					
<input checked="" type="checkbox"/> Credit any overpayment.					
<input checked="" type="checkbox"/> Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.					
Roland A. Fuller, III Attorney/Agent Reg. No.: 31,160 HARNESS, DICKEY & PIERCE, P.L.C. P.O. Box 828 Bloomfield Hills, Michigan 48303 (248) 641-1296				Dated: <u>June 1, 2007</u>	

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the Office electronic filing system in accordance with § 1.6(a)(4).

Dated: June 1, 2007

Signature: (Roland A. Fuller, III)



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

SEARCHED

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
-----------------	-------------	----------------------	---------------------	------------------

10/035,926

12/26/2001

Josh Malik

3572B-0001163/US

2195

27572 7590 06/08/2007
HARNESSE, DICKEY & PIERCE, P.L.C.
P.O. BOX 828
BLOOMFIELD HILLS, MI 48303

EXAMINER

RETTA, YEHDEGA

ART UNIT

PAPER NUMBER

3622

MAIL DATE

DELIVERY MODE

06/08/2007

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

COPY

3572B-000163
Imo. Response ~~to~~
Due 7-8-2007



UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, DC 20231
www.uspto.gov

IMPB
IRAF

Paper No.

NOTICE OF FEE DEFICIENCY

The informality regarding the payment of the fee is indicated below in connection with

- ☐ the original filing of the application and/or preliminary amendment (e.g. additional claim fees)
- ☒ the reply filed on 6-1-07. The reply is not fully responsive to the prior Office action because of the following matter(s). See 37 CFR 1.111 and 37 CFR 1.135.

FEE(S) DUE

- ☐ 1. The reply (e.g., amendment) is considered incomplete in that the funds in Deposit Account No. _____ are insufficient to cover the entire fee due. The balance* is due within the time period set below.
- ☐ 2. The reply (e.g., amendment) is considered incomplete in that the Credit Card payment to cover the entire fee due to _____ Account (Card type + last 4 digits ONLY) was refused.

The balance* is due within the time period set below.

- ☐ 3. The reply (e.g., amendment) has not been entered, since applicant has failed to remit (or authorize charge to a Deposit Account or Credit Card) the fee as indicated on the attached Patent Application Fee Determination Record. Remittance or authorization is due within the time period set below.
- ☐ 4. The filing fee of \$ _____ submitted in this application is insufficient.
A balance of \$ _____ is due for presentation of excess claims (37 CFR 1.16(b) & (c)).
- ☒ 5. Other.

Explanation (Provide specific details of the required correction in order to assist the applicant. Indicate whether a service charge has been added to the fee due):

A fee of \$100 is due for 2 extra dependent
claims

APPLICANT IS GIVEN A TIME PERIOD OF ONE (1) MONTH or THIRTY (30) DAYS FROM THE MAILING DATE OF THIS NOTICE, WHICHEVER IS LONGER, WITHIN WHICH TO REMIT THE FEE ^{OR A} IN ORDER TO AVOID ABANDONMENT. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136.

THE INDICATED AMOUNT OF THE FEE(S) DUE IS SUBJECT TO CHANGE YEARLY ON OCTOBER 1 (37 CFR 1.16 & 1.21). THE AMOUNT OF THE FEE(S) DUE IS DETERMINED AS OF THE DATE A COMPLETE REPLY IS RECEIVED BY THE OFFICE (37 CFR 1.8 & 1.10). BECAUSE THE AMOUNT DUE IS NOT NECESSARILY THE FEE INDICATED ABOVE, IT IS RECOMMENDED THAT APPLICANT CHECK THE CURRENT FEE SCHEDULE WHICH IS POSTED ON THE USPTO'S WEBSITE AT: <http://www.uspto.gov/web/offices/ac/qs/ope/fees.htm>

*Service Charges: There is a \$50 service charge for processing each payment refused (including a check returned "unpaid") or charged back by a financial institution (37 CFR 1.21(m)). There is a \$25.00 service charge for each month when the balance of a deposit account is below \$1000 at the end of the month (37 CFR 1.21(b)(2)).

Nicole Skinner
Legal Instruments Examiner (LIE) or Clerk of Group

Inquires regarding this Notice should be addressed to the above at 571-272-4381 (insert Phone Number).

06/28 22	11762179	6065-000015/US	2202	\$325.00	\$85,817.00
06/28 19	11762179	6065-000015/US	2111	\$250.00	\$85,567.00
06/28 8650	11210003	5983-000014	2501	\$700.00	\$84,867.00
06/28 8651	11210003	5983-000014	1504	\$300.00	\$84,567.00
06/28 8724	3159636	3165-300190/KW	8504	\$30.00	\$84,537.00
06/28 8725	3136124	3165-300190/KW	8504	\$30.00	\$84,507.00
06/28 9507	11769901	6109-000014/US (PO61US)	1011	\$300.00	\$84,207.00
06/28 9508	11769901	6109-000014/US (PO61US)	1111	\$500.00	\$83,707.00
06/28 9509	11769901	6109-000014/US (PO61US)	1311	\$200.00	\$83,507.00
06/28 9511	11769901	6109-000014/US (PO61US)	1201	\$600.00	\$82,907.00
06/28 9510	11769901	6109-000014/US (PO61US)	1202	\$1,200.00	\$81,707.00
06/28 9581	PCT/US07/72310	6109014WOPOA	1601	\$300.00	\$81,407.00
06/28 9584	PCT/US07/72310	6109014WOPOA	1704	\$2,059.00	\$79,348.00
06/28 9585	PCT/US07/72310	6109014WOPOA	8007	\$20.00	\$79,328.00
06/28 9583	PCT/US07/72310	6109014WOPOA	1703	\$48.00	\$79,280.00
06/28 9582	PCT/US07/72310	6109014WOPOA	1701	\$1,008.00	\$78,272.00
06/28 9679	11810762		8021	\$40.00	\$78,232.00
06/28 10024	11769940	8920-000016/US	1011	\$300.00	\$77,932.00
06/28 10025	11769940	8920-000016/US	1111	\$500.00	\$77,432.00
06/28 10026	11769940	8920-000016/US	1311	\$200.00	\$77,232.00
06/28 10027	11769940	8920-000016/US	1051	\$130.00	\$77,102.00
06/28 10486	29247156	3191E-000074/US	1502	\$800.00	\$76,302.00
06/28 10627	2466931	3178-200012/US/01	7205	\$100.00	\$76,202.00
06/28 10628	2466931	3178-200012/US/01	7208	\$200.00	\$76,002.00
06/28 10756	77217901	15029-200003/US	7001	\$325.00	\$75,677.00
06/28 11009	77217923	15029-200004/US	7001	\$325.00	\$75,352.00
06/28 11043	10381683	2600-000004	2615	\$25.00	\$75,327.00
06/28 11233	11770014	9817-000215	1011	\$300.00	\$75,027.00
06/28 11235	11770014	9817-000215	1311	\$200.00	\$74,827.00
06/28 11234	11770014	9817-000215	1111	\$500.00	\$74,327.00
06/28 11711	77217966	3572B-200188/US	7001	\$325.00	\$74,002.00
06/29 70	60946787	MP2002PR	1005	\$200.00	\$73,802.00
06/29 853	60946804	9432-000425/PS1	1005	\$200.00	\$73,602.00
06/29 2	10035926	3572B-0001163/US	2201	\$100.00	\$73,502.00
06/29 1942	11210019	4965-000233	1201	\$1,000.00	\$72,502.00
06/29 2015	60946830	9432-000423/PS1	1005	\$200.00	\$72,302.00
06/29 2743	60946858	9432-000424/PS1	1005	\$200.00	\$72,102.00
06/29 4848	11770500	5490-000680/US	1011	\$300.00	\$71,802.00
06/29 4850	11770500	5490-000680/US	1311	\$200.00	\$71,602.00
06/29 4851	11770500	5490-000680/US	1202	\$200.00	\$71,402.00
06/29 4849	11770500	5490-000680/US	1111	\$500.00	\$70,902.00
06/29 5451	PCT/US07/72397	5236-000820/POA	1601	\$300.00	\$70,602.00
06/29 5452	PCT/US07/72397	5236-000820/POA	1602	\$1,000.00	\$69,602.00
06/29 5454	PCT/US07/72397	5236-000820/POA	1703	\$156.00	\$69,446.00
06/29 5455	PCT/US07/72397	5236-000820/POA	8007	\$20.00	\$69,426.00
06/29 5453	PCT/US07/72397	5236-000820/POA	1701	\$1,008.00	\$68,418.00
06/29 4	11023744		1463	\$200.00	\$68,218.00
06/29 6364	11770673	15167-000003/US	4011	\$75.00	\$68,143.00
06/29 6366	11770673	15167-000003/US	2311	\$100.00	\$68,043.00
06/29 6365	11770673	15167-000003/US	2111	\$250.00	\$67,793.00
06/29 7575	2090765	1194-200064	7205	\$100.00	\$67,693.00
06/29 7576	2090765	1194-200064	7201	\$400.00	\$67,293.00
06/29 7892	77218673	0468-200029	7001	\$650.00	\$66,643.00
06/29 7992	11770014	9817-215	8021	\$40.00	\$66,603.00

COPY